

With regard to defendant's second substantive request for deduction relative to depositions of any other one than Dr. Lazar, Lori Nicholas and Cynthia Polka, it is not clear that defendant is entitled to this deduction substantially for the reasons in plaintiff's reply.

A third and fourth substantial reduction request by defendant is appropriate for reasons set forth by defendant relative to its motion to dismiss and later for summary judgment.

Finally, it seems equitable to also give some deduction for the settlement conference fees requested based upon defendant's reasoning and plaintiff's response, which is not exactly on point with the nature of defendant's request. The deductions will be granted as follows:

(a)	Prior Complaint	\$19,251
(b)	Motion to Dismiss	2,461
(c)	Summary Judgment	1,966
(d)	Settlement Conference	<u>4,000</u>
	TOTAL	\$27,678

An order follows.

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

HEATHER D., a minor individual, by and	:	CIVIL ACTION
through her parents and natural guardians	:	
JUDY D. and JAMES D., and JAMES D.,	:	NO. 01-770
individually and JUDY D. individually,	:	NO. 03-3852
Plaintiffs,	:	
	:	
v.	:	
	:	
NORTHAMPTON AREA SCHOOL	:	
DISTRICT,	:	
Defendant.	:	

ORDER

AND NOW, this 13th day of August, 2007, it is hereby **ORDERED** that plaintiff's petition for counsel fees (Docket No. 78) is **GRANTED** as follows. Counsel is awarded:

Fees		\$143,626.00
Costs		<u>3,487.76</u>
TOTAL		\$147,113.76

BY THE COURT:

s/ Ronald L. Buckwalter, S. J.

RONALD L. BUCKWALTER, S.J.